(36)

HIGH COURT OF CHHATTISGARH, BILASPUR

W.P. (S) No. 6864 of 2007

PETITIONER		Muralidhar Yadav, s/o Shri Balbhadra Prasad Yadav, aged about 50 years, Transport (Parivahan), Head Constable, r/o Boirdadar, Raigarh (C.G).
		Versus
RESPONDENTS	1	State of Chhattisgarh, through the Secretary, Ministry of Home, Mantralaya, D.K.S. Bhawan, Raipur (C.G)
	2.	The Director General of Police, Chhattisgarh, Raipur (C.G).
	3.	The Inspector General of Police, Bilaspur Range, Bilaspur (C.G).

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA

Appearance:

Shri Manoj Mishra, counsel for the petitioner.

Shri Ajay Dwivedi, P.L. appears for the State/ respondents on advance copy.

ORAL ORDER
(20.11.2007)

SUNIL KUMAR SINHA, J,

Heard.

Learned counsel for the petitioner submits that vide order dated 03.8.2005 (Annexure P-1) the petitioner who was working on the post of Head Constable was sent to transport department. Thereafter by promotion order dt.28.7.2007 (Annexure P-7) he was promoted to the Post of Assistant Sub-Inspector and was directed to be posted at Raigarh, but the petitioner was not relieved and ultimately after completion of deputation period when he gave his joining in police headquarters at Raipur on 6.9.2007, by the impugned order dated 10.9.2007 (Annexure P-6) he was given posting at Dantewada and that too on the post of Head Constable. Learned counsel for the petitioner submits that in this regard a representation dated 18.9.2007 (Annexure P-8) was filed but the same has not been disposed of, so far.

37

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Having heard learned counsel for the petitioner as well as learned State Counsel, I am of the opinion that this petition should be disposed of with a direction to the concerned authorities/ respondents to dispose of the representation (Annexure P-8) filed by the petitioner on 18.9.2007 so that the controversy raised by the petitioner can be settled for ever.

Therefore, it is directed that if so advised, the petitioner may file a fresh copy of representation Annexure P-8 dated 18.9.2007 alongwith a copy of this writ petition as also copy of this order before the concerned authority within a period of 15 days from today and if such representation is filed, the concerned authority shall dispose of the same at the earliest keeping in mind the grounds raised by the petitioner in this writ petition as also in the representation.

Looking to the facts and circumstances that the petitioner has been directed to join at a lower post than the post of Assistant Sub-Inspector and he has not been given the benefit of promotion order dated 28.7.2007, it is further directed that the status quo as it obtains today in relation to the posting and services of the petitioner shall be maintained by the parties till the representation is decided.

This petition stands finally disposed of with the aforesaid direction/observations.

C.c. as per ruels.

Sd/-
Sunil Kumar Sinha
Judge